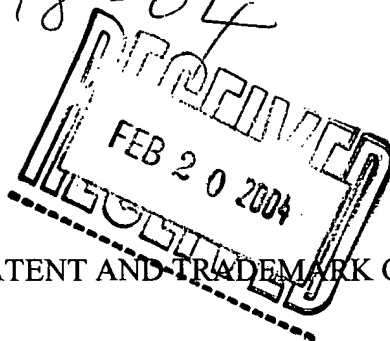


02-18-04

AF 28222



PATENT
98093DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
Gealey et al.

Serial No. 09/770,699

Filed: January 26, 2001

Group Art Unit: 2822

Examiner: Michael Trinh

CAPACITOR HAVING AN
ELECTRODE FROM A TRANSITION
METAL OR CONDUCTIVE METAL-
OXIDE, AND METHOD OF FORMING
SAME

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

August 22, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants, in accordance with the duty of disclosure pursuant to 37 C.F.R. § 1.56, hereby advise the United States Patent and Trademark Office of the references listed on the accompanying form PTO/SB/08A (Information Disclosure Statement By Applicant). A copy of each of the references cited therein is herewith enclosed.

Applicants submit that this Supplemental Information Disclosure Statement should be

"Express Mail" mailing label number ER524409204US
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I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

02/18/2004 NROCHA1 00000017 09770699

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PI-1046991 v1

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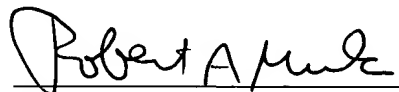
considered under 37 C.F.R. §1.97(c)(2) because it is being filed before the mailing date of any of a final office action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by a check for the fee set forth in § 1.17(p).

Applicants note that although the cited references may be relevant to the examination of the above-referenced application, under 37 C.F.R. § 1.97(h), the filing of this Supplemental Information Disclosure Statement "shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b)."

Respectfully submitted,

Date:

August 22, 2003



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PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	09/770,699
				Filing Date	January 26, 2001
				First Named Inventor	Gealy
				Art Unit	2822
				Examiner Name	Michael Trinh
Sheet	1	of	1	Attorney Docket Number	98093DIV

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		5,313,089	05-17-1994	Jones, Jr.	
		5,604,696	02-18-1997	Takaishi	
		5,856,937	01-05-1999	Chu et al.	
		6,191,443	02-20-2001	Al-Shareef et al.	
		6,265,260	07-24-2001	Alers et al.	
		US-2003-0057472-A1	03-27-2003	Gealy et al.	
		US-2003-0100164-A1	05-29-2003	Gealy et al.	
		US-2003-0080369-A1	05-01-2003	Gealy et al.	
		US-2003-0100163-A1	05-29-2003	Gealy et al.	
		US App. No. 09/286,807		Gealy et al.	Filed 04-06-1999
		US App. No. 10/159,695		Gealy et al.	Filed 05-30-2002

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ^o
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
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